

FILED

JAN 12 2012

THOMAS R. FALLQUIST  
SPOKANE COUNTY CLERK

<b>Court of Washington</b>	
<b>For</b> <u>STEPHANIE C. HOLTEN</u> Petitioner vs. <u>COREY A. HOLTEN</u> Respondent	<b>No. 12200143-4</b>  <b>Petition for Order for Protection (PTORPRT)</b>

1. <input checked="" type="checkbox"/> I am a victim of domestic violence committed by the respondent. <input type="checkbox"/> A member of my family or household is a victim of domestic violence committed by the respondent. <input type="checkbox"/> I am a <input type="checkbox"/> guardian <input type="checkbox"/> guardian ad litem <input type="checkbox"/> next friend of a minor who is 13 to 15 years of age and is a victim of domestic violence in a dating relationship with a person age 16 or older. The name of the minor victim is _____. This person's identifying information is provided in paragraph 5 below.	
2. <input checked="" type="checkbox"/> The victim lives in this county. <input type="checkbox"/> The victim left their residence because of abuse and this is the county of their new or former residence.	
3. The victim's age is: <input type="checkbox"/> Under 16 <input type="checkbox"/> 16 or 17 <input checked="" type="checkbox"/> 18 or over	Respondent's age is: <input type="checkbox"/> Under 16 <input type="checkbox"/> 16 or 17 <input checked="" type="checkbox"/> 18 or over
4. The victim's relationship with the respondent is: <input checked="" type="checkbox"/> spouse or former spouse <input type="checkbox"/> parent of a common child <input type="checkbox"/> current or former cohabitant as intimate partner, including current or former registered domestic partner	<input type="checkbox"/> current or former dating relationship <input type="checkbox"/> stepparent or stepchild <input type="checkbox"/> current or former cohabitant as roommate <input type="checkbox"/> in-law <input type="checkbox"/> parent or child <input type="checkbox"/> blood relation other than parent or child

5. Identification of Minors (if applicable) ☐ No Minors involved.

Name (First, Middle Initial, Last)	Age	Race	Sex	How Related to Petitioner	Respondent	Resides with
[REDACTED]	11	W	M	SON	SON	MOM
[REDACTED]	9	W	F	DAUGHTER	DAUGHTER	MOM

## 6. Other court cases or other restraining, protection or no-contact orders involving me, the minors and the respondent:

<b>Case Name</b>			
<b>Case Number</b>	12200094-2		
<b>Court/County</b>	SPOKANE, WA		

Check the box for each type of relief you are requesting, for each type of order you need.

**Temp:** I Request a **Temporary Order for Protection**, *effective until the hearing*, because an **Emergency Exists** as described in the statement below. A temporary protection order should be issued immediately without notice to the respondent, to avoid irreparable injury.

**Full:** I Request a **"full" Order for Protection**, following a hearing.

Temp

Full



<sup>1</sup> **Restrain** respondent from causing any physical harm, bodily injury, assault, including sexual assault, and from molesting, harassing, threatening, or stalking  
☒ me ☐ the minors named in paragraph 5 above ☐ these minors only:

(If the court orders this relief, and the respondent is your spouse or former spouse, the parent of a common child, or a current or former cohabitant as intimate partner, including a current or former registered domestic partner, the respondent will be prohibited from possessing a firearm or ammunition under federal law for the duration of this order. An exception exists for law enforcement officers and military personnel when carrying department/government-issued firearms. 18 U.S.C. § 925(a)(1).)



<sup>2</sup> **Restrain** respondent from harassing, following, keeping under physical or electronic surveillance, cyberstalking as defined in RCW 9A.01.260, and using telephonic, audiovisual, or other electronic means to monitor the actions, locations, or wire or electronic communication of ☒ me ☐ the minors named in paragraph 5 above ☐ only the minors listed below; ☐ members of the victim's household listed below ☐ the victim's adult children listed below:

Temp	Full	Temporary Order, effective until a hearing. Full Order, effective following a hearing.
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<sup>3</sup> <b>Restrain</b> respondent from coming near and from having any contact whatsoever, in person or through others, by phone, mail, or any means, directly or indirectly, except for mailing of court documents, with <input checked="" type="checkbox"/> me <input type="checkbox"/> the minors named in paragraph 5 above, subject to any court-ordered visitation <input type="checkbox"/> these minors only, subject to any court-ordered visitation:
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<sup>4</sup> <b>Exclude</b> respondent from <input type="checkbox"/> our shared residence <input checked="" type="checkbox"/> my residence <input type="checkbox"/> my workplace <input type="checkbox"/> my school <input type="checkbox"/> the residence, day care, or school of <input type="checkbox"/> the minors named in paragraph 5 above <input type="checkbox"/> these minors only: <input type="checkbox"/> other: You have a right to keep your residential address confidential.
<input type="checkbox"/>	<input type="checkbox"/>	<sup>5</sup> <b>Direct</b> respondent to vacate our shared residence and restore it to me.
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<sup>6</sup> <b>Prohibit</b> respondent from knowingly coming within, or knowingly remaining within <u>2 city blocks</u> (distance) of <input type="checkbox"/> our shared residence <input checked="" type="checkbox"/> my residence <input type="checkbox"/> my workplace <input type="checkbox"/> my school <input type="checkbox"/> the day care or school of <input type="checkbox"/> the minors named in paragraph 5 above. <input type="checkbox"/> these minors only: <input type="checkbox"/> other: <span style="background-color: black; color: black;">[REDACTED]</span>
<input type="checkbox"/>	<input type="checkbox"/>	<sup>7</sup> <b>Grant</b> me possession of essential personal belongings, including the following:
<input type="checkbox"/>	<input type="checkbox"/>	<sup>8</sup> <b>Grant</b> me use of the following vehicle: Year, Make & Model _____ License No. _____
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<sup>9</sup> <b>Other.</b> MOVE CHILD EXCHANGE FROM COREY'S RESIDENCE TO A PUBLIC LOCATION. MCDONALD'S AT 4647 S. REGAL, SPOKANE WA 99223
N/A	<input type="checkbox"/>	<sup>10</sup> <b>Direct</b> the respondent to participate in appropriate treatment or counseling services.
N/A	<input type="checkbox"/>	<sup>11</sup> <b>Require</b> the respondent to pay the fees and costs of this action.
N/A	<input type="checkbox"/>	<sup>12</sup> <b>Remain Effective</b> longer than one year because respondent is likely to resume acts of domestic violence against me if the order expires in a year.
N/A	<input type="checkbox"/>	Check the following only if you are requesting protection involving pets. <sup>13</sup> <b>Grant</b> me exclusive custody and control of the following pet(s) owned, possessed, leased, kept, or held by me, respondent, or a minor child residing with either me or the respondent. (Specify name of pet and type of animal.):

N/A	<input type="checkbox"/>	<sup>14</sup> <b>Prohibit</b> respondent from interfering with my efforts to remove the pet(s) named above.
N/A	<input type="checkbox"/>	<sup>15</sup> <b>Prohibit</b> respondent from knowingly coming within, or knowingly remaining within _____ (distance) of the following locations where the pet(s) are regularly found: <input type="checkbox"/> petitioner's residence (You have a right to keep your residential address confidential.) <input type="checkbox"/> _____ Park <input type="checkbox"/> other: _____
Check the following only if you are requesting protection involving a minor:		
<input type="checkbox"/>	<input type="checkbox"/>	<sup>16</sup> Subject to any court-ordered visitation, <b>Grant</b> me the care, custody and control of <input type="checkbox"/> the minors named in paragraph 5 above <input type="checkbox"/> these minors only:
<input type="checkbox"/>	<input type="checkbox"/>	<sup>17</sup> <b>Restrain</b> respondent from interfering with my physical or legal custody of <input type="checkbox"/> the minors named in paragraph 5 above <input type="checkbox"/> these minors only:
<input type="checkbox"/>	<input type="checkbox"/>	<sup>18</sup> <b>Restrain</b> the respondent from removing from the state: <input type="checkbox"/> the minors named in paragraph 5 above <input type="checkbox"/> these minors only:

## Request for Special Assistance From Law Enforcement Agencies:

I request the court order the appropriate law enforcement agency to assist me in obtaining:

- ☐ Possession of my residence. ☐ Possession of the vehicle designated above.  
☐ Possession of my essential personal belongings at ☐ the shared residence ☐ respondent's residence  
☐ other location \_\_\_\_\_  
☐ Custody of ☐ the minors named in paragraph 5 above ☐ these minors only (if applicable):

☐ Other: \_\_\_\_\_

"Domestic violence" means physical harm, bodily injury, assault, including sexual assault, stalking, Or inflicting fear of imminent physical harm, bodily injury or assault between family or household members.

**Statement:** The respondent has committed acts of domestic violence as follows. (Describe specific acts of domestic violence and their approximate dates, beginning with the most recent act. You may want to include police responses.)

Describe the most recent incident or threat of violence and date: \_\_\_\_\_

JAN 7, 2012 - COREY CAME BY MY HOUSE WHILE I WAS OUT. HE VISITED WITH MY KIDS ON MY PORCH WITH THE BABY SITTER PRESENT. HE CALLED AND LEFT A VOICEMAIL AT 7:18 PM "HELLO STEPHANIE, THIS IS COREY FOR A COURTESY. I AM LETTING YOU KNOW THAT I STOPPED BY AND SAW THE KIDS AND SAID HAPPY BIRTHDAY TO [REDACTED] FOR HER BIRTHDAY PARTY. HAVE FUN WITH YOUR BOYFRIEND AND REMEMBER THE RULE AND I'LL TALK TO YOU LATER. BYE." COREY LIVES ON THE SOUTH HILL AND WORKS AT DEACONESS. HE HAD NO REASON TO SHOW UP AT MY HOUSE.

JAN 2, 2012 - COREY CAME TO MY HOUSE WHILE I WAS 2 HOUSES DOWN VISITING A NEIGHBOR. THE KIDS + I WERE INVITED FOR DINNER + THE KIDS ASKED TO GO HOME TO PLAY A WII GAME. DURING THE 18 MINUTES I WAS AT THE NEIGHBOR'S HOUSE, HE CAME TO MY HOUSE AND THE KIDS LET HIM IN. AGAIN, HE LIVES AND WORKS IN DIFFERENT PARTS OF TOWN AND HAD NO REASON TO BE THERE AT 8:00pm.

DEC 25, 2011 - HE VORBBALLY THREATENED TO "PUT A GUN IN YOUR MOUTH AND PULL THE FUCKING TRIGGER." AND "PUT A CAP IN YOU" IF MY BOYFRIEND GETS NEAR MY KIDS. HE ALSO SAID "I DEMAND TO MEET HIM BEFORE THE KIDS CAN GET NEAR HIM OR I WILL COME AFTER HIM TOO." I FILED A CRIME CHECK REPORT # 11-401307, OFFICER PHIM ON DEC 30, 2011.

IN COMBINATION WITH THE ~~THREAT~~ THREAT AND THAT HE OWNS GUNS, I AM SCARED.

Describe the past incidents where you experienced violence, where you were afraid of injury or where the respondent threatened to harm or kill you: (more on 2nd page)

Describe any violence or threats towards children:

Describe any stalking behavior by respondent, including use of telephonic, audiovisual or electronic means to harass or monitor: I KNOW THAT HE HAS DRIVEN PAST MY HOUSE. IN JULY

2011 HE STATED TO ME THAT HE DROVE BY MY HOUSE (WHILE I WAS OUT OF TOWN). IN SEPT 2011, A FRIEND AND I SAW HIM WALK ACROSS THE STREET AND STAND ON THE CORNER, WATCHING MY HOUSE. IN BOTH CASES, HE HAD NO REASON TO BE THERE. MY NEIGHBORS CLAIM THEY HAVE SEEN HIM DRIVE PAST THE HOUSE, BUT I CAN'T VERIFY THAT. INCIDENTS WITH MY NEIGHBORS HAVE BEEN AFTER THE THREAT.

Describe medical treatment you received and for what:

ADDITIONAL TO PETITIONER'S STATEMENT page \_\_ of \_\_:

THAT HE WILL MAKE GOOD ON HIS THREAT. HE HAS COME BY MY HOUSE TWICE THAT I KNOW OF SINCE THE THREAT WHEN HE HAS NO REASON TO BE AT MY HOUSE OR IN THE AREA. WHEN HE REFERS TO THE "RULE", I BELIEVE HE IS REFERRING TO THE THREAT HE MADE ON DEC. 25 WHEN HE SAID "PUT A GUN IN YOUR MOUTH AND PULL THE FUCKING TRIGGER." I BELIEVE HE CAN CARRY OUT THIS THREAT BECAUSE I SAW A GUN IN HIS RESIDENCE.

I AM ASKING ONLY TO CHANGE MY PICK-UP LOCATION OF MY KIDS FROM HIS RESIDENCE TO A PUBLIC LOCATION NEAR HIS RESIDENCE. I AM NOT ASKING TO CHANGE HIS VISITATION, THE NUMBER OF HOURS OR DAYS ALREADY DETERMINED OR DENY HIM ACCESS TO HIS CHILDREN. I AM ASKING ONLY FOR MY PICK-UP LOCATION CHANGE FOR MY SAFETY BECAUSE HE DOES OWN GUNS AND MY CURRENT PICK-UP LOCATION IS AT HIS RESIDENCE.

I certify under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

DATED JAN 10 Spokane, Washington,

Stephanie Noltz  
Petitioner

Describe any threats of suicide or suicidal behavior by the respondent:

Does the respondent own or possess firearms? ☒ Yes ☐ No

Does the respondent use firearms, weapons or objects to threaten or harm you? Please describe:

YES- DEC 25, 2011 - THREATENED TO PUT A GUN IN MY MOUTH AND  
PULL THE FUCKING TRIGGER. "PUT A CAP IN YOU."

If you are requesting that the protection order lasts longer than one year, describe the reasons why:

Other:

(Continue on separate page if necessary.)

Check box if substance abuse is involved: ☐ alcohol ☐ drugs ☐ other

☐ Personal service cannot be made upon respondent within the state of Washington.

I certify under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

Dated: JAN 10 at SPOKANE, Washington.

*Stephanie Holt*  
Signature of Petitioner

You have a right to keep your residential address confidential. If you have one, please provide an address, other than your residence, where you may receive legal documents:

## CHILD CUSTODY INFORMATION SHEET NO:

12200143-4

If you are seeking protection for your child(ren) from domestic violence or are requesting custody of your child(ren), please answer the questions and provide the information requested in paragraphs A – E below and check the boxes about the court's jurisdiction that apply to your case:

Information for the courts:

A. Do the child(ren) listed in Paragraph 5 of the petition currently live with you? If not, with whom do the child(ren) currently live?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
B. Do you know of <u>any</u> other court cases involving the child(ren)? If known, list: the court <u>SPOKANE</u> the case number <u>083 013 09-8</u> the kind of case <u>PARENTING PLAN</u>	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
C. Have you been involved in <u>any</u> other litigation concerning custody or visitation with the child(ren) in this or any other state? If known, list the court, the case number and the date the parenting plan, residential schedule, visitation schedule or custody decree was entered: the court _____ the case number _____ the date _____	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
D. Do you know of any persons, other than you and the respondent, who claims rights of custody or visitation with, the child(ren)? If known, list their names in the space provided below and their present addresses in the Confidential Information Form: Name _____ Name _____ Name _____	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
E. List the places where the children have lived during the past five years, the dates they lived there and the persons with whom they lived. (The present addresses of those persons must be listed in the required Confidential Information Form.) <u>Mom HAS PRIMARY CUSTODY SINCE JAN 2009.</u>		

Jurisdiction:

This court has jurisdiction over this proceeding for the reasons below: [Check all the boxes that apply to your case.]	
<input checked="" type="checkbox"/>	This court has exclusive continuing jurisdiction. The court has made a child custody, parenting plan, residential schedule or visitation determination in this matter before and retains jurisdiction under RCW 26.27.211.



<input checked="" type="checkbox"/>	<p>This state is the home state of the children because:</p> <p><input checked="" type="checkbox"/> the children lived in Washington with a parent or a person acting as a parent for at least six consecutive months immediately before the beginning of this proceeding.</p> <p><input type="checkbox"/> the children are less than six months old and have lived in Washington with a parent or a person acting as parent since birth.</p> <p><input checked="" type="checkbox"/> any absences from Washington have been only temporary.</p> <p><input type="checkbox"/> Washington was the home state of the children within six months before the beginning of this proceeding and the children are absent from the state; but a parent or person acting as a parent continues to live in this state.</p>
<input checked="" type="checkbox"/>	<p>The children and the parents, or the children and at least one parent or a person acting as a parent, have significant connections with this state other than mere physical presence; and substantial evidence is available in this state concerning the children's care, protection, training and personal relationships and</p> <p><input checked="" type="checkbox"/> the children have no home state elsewhere.</p> <p><input type="checkbox"/> the children's home state has declined to exercise jurisdiction on the ground that this state is the more appropriate forum under RCW 26.27.261 or 271.</p>
<input type="checkbox"/>	All courts in the children's home state have declined to exercise jurisdiction on the ground that a court of this state is the more appropriate forum to determine the custody of the children under RCW 26.27.261 or .271.
<input checked="" type="checkbox"/>	No other state has jurisdiction.
<input type="checkbox"/>	This court has temporary emergency jurisdiction over this proceeding because the children are present in this state and the children have been abandoned, or it is necessary in an emergency to protect the children because the children, or a sibling or parent of the children is subjected to or threatened with abuse. RCW 26.27.231.

I certify under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

Dated JAN 10 at SPOKANE, Washington

Stephanie Holtz  
Petitioner

FILED

JAN 12 2012

THOMAS R. FALLOQUIST  
SPOKANE COUNTY CLERK

*Superior* Court of Washington  
For *Spokane County*

*STEPHANIE C. HOLDEN* *OCT 2, 73*  
Petitioner DOB

vs.

*Coley A Holden* *NOV 5, 69*  
Respondent DOB

No. 12200143-4

**Temporary Order for Protection and  
Notice of Hearing (TMORPRT)**  
(Clerk's Action Required)

Next Hearing Date/Time: SPOKANE COUNTY COURTHOUSE  
At: WEST 1116 BROADWAY ROOM 306  
JAN 26 2012 1:30 pm SPOKANE, WA 99260

**Names of Minors:** ☐ No Minors Involved

First	Middle	Last	Age
			11
			9

Caution:

**Respondent Identifiers**

Sex	Race	Hair
M	WHITE	BLONDE
Height	Weight	Eyes
5'10		BLUE

Respondent's Distinguishing Features:

Access to weapons: ☒ yes ☐ no ☐ unknown

**The Court Finds:**

The court has jurisdiction over the parties, the minors, and the subject matter. The respondent will be served notice of his or her opportunity to be heard at the scheduled hearing. RCW 26.50.070. For good cause shown, the court finds that an emergency exists and that a Temporary Protection Order should be issued without notice to the respondent to avoid irreparable harm.

**The Court Orders:**

- ☒ 1. Respondent is **Restrained** from causing petitioner physical harm, bodily injury, assault, including sexual assault, and from molesting, harassing, threatening, or stalking ☒ petitioner ☐ the minors named in the table above ☐ these minors only:
- ☒ 2. Respondent is **Restrained** from harassing, following, keeping under physical or electronic surveillance, cyberstalking as defined in RCW 9A.12.060, and using telephonic, audiovisual, or other electronic means to monitor the actions, locations, or wire or electronic communication of ☒ petitioner ☐ the minors named in the table above ☐ only the minors listed below ☐ members of the victim's household listed below ☐ the victim's adult children listed below:

Additional no contact provisions are on the next page.

The terms of this order shall be effective until:

the end of the hearing, noted above.

VUB

<input checked="" type="checkbox"/> 3.	Respondent is <b>Restrained</b> from coming near and from having any contact whatsoever, in person or through others, by phone, mail, or any means, directly or indirectly, except for mailing or service of process of court documents by a 3 <sup>rd</sup> party or contact by respondent's lawyer(s) with <input checked="" type="checkbox"/> petitioner <input type="checkbox"/> the minors named in the table above <input type="checkbox"/> these minors only:
<input checked="" type="checkbox"/> 4.	Respondent is <b>Restrained</b> from going onto the grounds of or entering petitioner's <input checked="" type="checkbox"/> residence <input type="checkbox"/> workplace <input type="checkbox"/> school <input type="checkbox"/> the day care or school of <input type="checkbox"/> the minors named in the table above <input type="checkbox"/> these minors only:  <input type="checkbox"/> other: <input type="checkbox"/> Petitioner's address is confidential. <input checked="" type="checkbox"/> Petitioner waives confidentiality of the address which is: <u>817 W. YORK SPOKANE WA 99205</u>
<input type="checkbox"/> 5.	Petitioner shall have exclusive right to the residence petitioner and respondent share. The respondent shall immediately <b>Vacate</b> the residence. The respondent may take respondent's personal clothing and respondent's tools of trade from the residence while a law enforcement officer is present. <input type="checkbox"/> This address is confidential. <input type="checkbox"/> Petitioner waives confidentiality of this address which is:
<input checked="" type="checkbox"/> 6.	Respondent is <b>Prohibited</b> from knowingly coming within or knowingly remaining within <u>2 city blocks</u> (distance) of: petitioner's <input checked="" type="checkbox"/> residence <input type="checkbox"/> workplace <input type="checkbox"/> school <input type="checkbox"/> the day care or school of <input type="checkbox"/> the minors named in the table above <input type="checkbox"/> these minors only:  <input type="checkbox"/> other: <span style="background-color: black; color: black;">[REDACTED]</span>
<input type="checkbox"/> 7.	Petitioner shall have possession of essential personal belongings, including the following:
<input type="checkbox"/> 8.	Petitioner is granted use of the following vehicle: Year, Make & Model _____ License No. _____
<input checked="" type="checkbox"/> 9.	<b>Other:</b> MOVE CHILD EXCHANGE FROM COREY'S RESIDENCE TO A PUBLIC LOCATION. MCDONALDS AT 4647 S. REGAL, SPOKANE WA 99223  <i>deny - modification of parenting plan</i>
Complete the following only if protection is granted involving a minor:	
<input type="checkbox"/> 16.	Petitioner is <b>Granted</b> the temporary care, custody, and control of <input type="checkbox"/> the minors named in the table above <input type="checkbox"/> these minors only:
<input type="checkbox"/> 17.	Respondent is <b>Restrained</b> from interfering with petitioner's physical or legal custody of <input type="checkbox"/> the minors named in the table above <input type="checkbox"/> these minors only:

- ☐ 18. Respondent is **Restrained** from removing from the state ☐ the minors named in the table above ☐ these minors only:

The respondent is directed to appear and show cause why this temporary order should not be made effective for one year or more and why the court should not order the relief requested by the petitioner or other relief which may include electronic monitoring, payment of costs, and treatment. **Failure to Appear at the Hearing May Result in the Court Granting Such Relief. The Next Hearing Date is Shown on Page One.**

**Warnings to Respondent:** A violation of provisions 1 through 6 of this order with actual notice of its terms is a criminal offense under chapter 26.50 RCW and will subject you to arrest. If the violation of the protection order involves travel across a state line or the boundary of a tribal jurisdiction, or involves conduct within the special maritime and territorial jurisdiction of the United States, which includes tribal land, you may be subject to criminal prosecution in federal court under 18 U.S.C. § 2261, 2261A, or 2262.

A violation of provisions 1 through 6 of this order is a gross misdemeanor unless one of the following conditions apply: Any assault that is a violation of this order and that does not amount to assault in the first degree or second degree under RCW 9A.36.011 or 9A.36.021 is a class C felony. Any conduct in violation of this order that is reckless and creates a substantial risk of death or serious physical injury to another person is a class C felony. Also, a violation of this order is a class C felony if you have at least two previous convictions for violating a protection order issued under Titles 7, 10, 26 or 74 RCW.

If the court issues a final protection order, and your relationship to the petitioner is that of spouse or former spouse, parent of a common child, or former or current cohabitant intimate partner, including a current or former registered domestic partner, you may not possess a firearm or ammunition for as long as that final protection order is in effect. 18 U.S.C. § 922(g)(8). A violation of this federal firearms law carries a maximum possible penalty of 10 years in prison and a \$250,000 fine. An exception exists for law enforcement officers and military personnel when carrying department/government issued firearms. 18 U.S.C. § 925(a)(1). If you are convicted of an offense of domestic violence, you will be forbidden for life from possessing a firearm or ammunition.

18 U.S.C. § 922(g)(9); RCW 9A.10.040.

**You Can Be Arrested Even if the Person or Persons Who Obtained the Order Invite or Allow You to Violate the Order's Prohibitions.** You have the sole responsibility to avoid or refrain from violating the order's provisions. Only the court can change the order upon written application.

Pursuant to 18 U.S.C. § 2265, a court in any of the 50 states, the District of Columbia, Puerto Rico, any United States territory, and any tribal land within the United States shall accord full faith and credit to the order.

It is further ordered that the clerk of the court shall forward a copy of this order on or before the next judicial day to Spokane ☒ County Sheriff's Office ☒ Police Department **Where Petitioner Lives** which shall enter it in a computer based criminal intelligence system available in this state used by law enforcement to list outstanding warrants.

- ☒ The clerk of the court shall also forward a copy of this order on or before the next judicial day to Spokane ☒ County Sheriff's Office ☐ Police Department **Where Respondent Lives** which shall personally serve the respondent with a copy of this order and shall promptly complete and return to this court proof of service.
- ☐ Petitioner has made private arrangements for service of this order.

- ☐ Law enforcement shall assist petitioner in obtaining:
- ☐ Possession of petitioner's ☐ residence ☐ personal belongings located at: ☐ the shared residence ☐ respondent's residence ☐ other: \_\_\_\_\_
  - ☐ Custody of the above-named minors, including taking physical custody for delivery to petitioner (if applicable).
  - ☐ Other: \_\_\_\_\_

Dated: 1/12/2012 at 11:50 a.m./p.m.

  
Judge/Commissioner

Presented by:

Stephanie Holten  
Petitioner

A Law Enforcement Information Sheet (LEIS)  
must be completed.

# INCIDENT REPORT CONTINUED

## Spokane Police/Spokane County Sheriff

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INCIDENT CLASSIFICATION <b>DEATH-HOMICIDE</b>		ATTEMPTED <input checked="" type="checkbox"/>		INCIDENT NUMBER <b>12-020966</b>	
ADDITIONAL PHONES [REDACTED]					
CHARGE LEVEL <b>Felony Class A</b>		DESCRIPTION <b>9A.32.030(1)(A) MURDER-1D(PREMEDITATED)</b>			UCR/NCIC CODE <b>/09A</b>
WARRANT #	BAIL	TYPE OF ARREST <b>On-View of Arrest</b>			MULTIPLE ARRESTEE SEGMENTS INDICATOR <input type="checkbox"/>
CHARGE LEVEL <b>Felony Class C</b>		DESCRIPTION <b>9A.52.020(1)(A) BURGLARY-1D(ARMED)</b>			UCR/NCIC CODE <b>/220</b>
WARRANT #	BAIL	TYPE OF ARREST <b>On-View of Arrest</b>			MULTIPLE ARRESTEE SEGMENTS INDICATOR <input type="checkbox"/>
CHARGE LEVEL <b>Felony Class C</b>		DESCRIPTION <b>26.50.110(4) VIOL OF ORDER(ASSLT/RECK)</b>			UCR/NCIC CODE <b>/13A</b>
WARRANT #	BAIL	TYPE OF ARREST <b>On-View of Arrest</b>			MULTIPLE ARRESTEE SEGMENTS INDICATOR <input type="checkbox"/>
CITATION #	DATE	TIME	BOOKED WHERE <b>Spokane County Jail</b>		DATE <b>01/21/2012</b> TIME <b>23:10</b>
ARREST LOCATION <b>817 W York, Spokane, WA 99205</b>			STATEMENT <input checked="" type="checkbox"/> ORAL <input type="checkbox"/> WRITTEN	CHARGES <input checked="" type="checkbox"/> ADMITTED <input type="checkbox"/> DENIED	SUSPECT ARMED WITH <b>Other Type Firearm</b>
JUV. PAR/GRD Notified <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	NAME/RELATIONSHIP OF PERSON NOTIFIED		DATE & TIME NOTIFIED	NOTIFIED BY	DISPOSITION OF JUVENILE
DRIVER'S LICENSE [REDACTED]	<input type="checkbox"/> FAKE	STATE	SOCIAL SECURITY NO [REDACTED]	<input type="checkbox"/> FAKE	OTHER ID
<b>VEHICLES</b>					
CODE <b>V-1</b>	CIRCUMSTANCES <b>Investigative Information</b>		LICENSE NO <b>352YFH</b>	STATE <b>WA</b>	LIC. YEAR <b>08/2012</b>
				LICENSE TYPE <b>Regular</b>	VIN/HIN <b>1FAPP53U06A244967</b>
YEAR <b>2006</b>	MAKE <b>Ford</b>	MODEL <b>Taurus</b>	BODY STYLE <b>Sedan, 4 Door</b>	TOP/FRONT/ONLY COLOR <b>Blue</b>	
BOTTOM/REAR COLOR <b>Blue</b>					
SPECIAL FEATURES/DESCRIPTION					
DECAL NUMBER		REGISTERED OWNER			HOME PHONE
VEHICLE DISPOSITION <input type="checkbox"/> LEFT AT SCENE <input type="checkbox"/> DRIVEN AWAY <input type="checkbox"/> TOWED		REGISTERED OWNER'S ADDRESS: STREET CITY STATE ZIP			VALUE \$
LOCKED <input type="checkbox"/> Yes <input type="checkbox"/> No	KEYS IN VEHICLE <input type="checkbox"/> Yes <input type="checkbox"/> No	DELINQUENT PAYMENT <input type="checkbox"/> Yes <input type="checkbox"/> No	VICTIM CONSENT <input type="checkbox"/> Yes <input type="checkbox"/> No	DRIVABLE <input type="checkbox"/> Yes <input type="checkbox"/> No	ESTIMATED DAMAGE
				DAMAGE <input type="checkbox"/> Window <input type="checkbox"/> Top <input type="checkbox"/> Interior <input type="checkbox"/> Underside	SHADE IN DAMAGED AREA
TOW COMPANY		HOLD REQUESTED BY		HOLD FOR	
RELEASE BY	DATE	TIME	RELEASE NO.	RELEASING AUTHORITY	OWNER NOTIFIED
		DATE	TIME	OPERATOR'S NAME	
<b>NARRATIVE</b>					

On 012112 at approx 2211 hrs I was dispatched to [REDACTED] W York on a 911 call.

Dispatch had recieved the 911 call and now had an open line on the cell phone (VERIZON TOWER:815 N POST ST - NE SECTOR LAT:+047.681147 LONG:-117.424364 UNCRT:21). 911 dispatchers could hear a male and female yelling, and talking about a restraining order and the male talking about killing the female. They then heard the male ordering the female upstairs. Before going upstairs, they heard the male saying that this could save your life.

Incident Report #1

CONTINUED ON NEXT PAGE

01/22/2012 05:14:08.742

**INCIDENT REPORT CONTINUED**  
**Spokane Police/Spokane County Sheriff**

Page 3

INCIDENT CLASSIFICATION  
**DEATH-HOMICIDE**

ATTEMPTED ☒ INCIDENT NUMBER  
**12-020966**

We arrived on scene and dispatch advised that they could still hear the female screaming.

As I approached the house, there were two young children and another female huddled together at the street in front of the house. I later learned that the children were the children of the victim and defendant and that the other female was the babysitter.

Myself and K9 Officer Gorman were on the front porch. Officer Gorman knocked on the front door and there was no response. There was a dog inside the residence that was barking. I asked dispatch if they could hear a barking dog on the phone, and they advised that they could hear the barking dog and the knocking on the door.

The front door was slightly ajar, fearing that the female was being assaulted we entered the residence. When we entered the residence both myself and officer Gorman made several loud announcements that we were the police.

We had entered into the front room, and there was a stairway immediately to our right. The stairs went up approx 6 steps then took a 90 degree bend as they went upwards.

While still in the front room, I could hear the distinct sound of the action of a firearm being worked. I am a master firearms instructor and have been with the Spokane police S.W.A.T team for the past 15 years and I was positive about the sound being that of a firearm's action being worked at the top of the stairs.

We could then hear the sound of the female. The noise that she was making was unintelligible. It sounded like she was in great distress.

Myself and officer Gorman went to the stairs and began to go up the stairwell.

As we came around the 90 degree bend in the stairs, we again announced ourselves as the police. A set of hands came out into the hallway, the hands were wide open. We ordered the male to come down and he did. He came into the stairwell and he was handcuffed (DL).

Officer Gorman took control of the male. The stairs made another bend and at the top was the second floor of the residence. At the top was the female, she was on her knees and bent over. She was hysterical. In her right hand she was grasping a single stack pistol magazine. A quick scan of the area showed that several of the photos had been knocked off the wall and were now on the floor. There was a single bullet on the ground, which appeared to be a Blazer 9mm FMJ bullet.

The male was taken downstairs. I contacted the female, who was still hunched over, crying. She was gesturing to the closet and was saying, "get that out of here, he's going to kill me"

I approached the closet and opened the door. Inside the door was the stock of a firearm. I removed the firearm and it appeared to be a carbine. The magazine well was empty and the action was opened to the rear.

I handed the weapon to officer Vaughn.

I contacted the female, who was still bent over and crying to the point of hyperventilating. She would only say, "he was going to shoot me, he's going to kill me" over and over again.

After several minutes of reassuring her that she was safe, she was able to stand up with some assistance. I escorted her to the bedroom and she sat on a small bench. She then looked up, her eyes were wide open and wet with tears and she said, "You got the 911 call, thank God" and she broke down and started crying again.

I asked her what had happened and she said that the male was her ex husband. She said

Incident Report #1

CONTINUED ON NEXT PAGE

01/22/2012 05:14:08.773

## INCIDENT REPORT CONTINUED

**Spokane Police/Spokane County Sheriff**

Page 4

INCIDENT CLASSIFICATION  
**DEATH-HOMICIDE**

ATTEMPTED  
☒

INCIDENT NUMBER  
**12-020966**

that she had gotten a protection order because he had started to drive by the house late at night and that he had stopped by the house when she was at work while the babysitter was with the kids.

On the order application she stated that on 122511 that he threatened to put a gun in her mouth and pull the trigger, and that he would, "put a cap into her" and that he demanded to meet her new boyfriend before he was around the kids or that he would come after him too. She said that he has access to guns and that she was scared. She filed a police report on the incident 11-401307.

She said that tonight she was out on a date and that the kids were with the babysitter, who lives two houses down. She and the kids started to walk home and [REDACTED] took her keys and ran into the house. She and [REDACTED] were walking into the house and [REDACTED] told her to see the snow fort that she had made.

While in the front yard, she could see someone driving up without their headlights on. The driver got out of the car and she then saw that it was Corey (her ex-husband) and that he had a gun in his hand. She said that she was gripped with fear and overwhelmed.

She said that Corey came up to her and said, "get in the fucking house Stephanie" and he pushed the gun into the center of her chest. She said that he kept pushing her backwards while striking her in the chest with the barrel of the gun.

She said that he then said that he had been served with the order today. She said that he started talking to the kids, she didn't know what he had said because it was all becoming a blur to her. She said that he then grabbed her by the hair and threw her to the ground. While on the ground she said that Corey then said, "I'm going to shoot you and then shoot myself". He then turned around and told the kids to go and get into the car.

While he was turned, she said that she opened her cell phone, dialed 911 and tossed it under the blanket on the couch. She said that Corey then turned back around and told her that he was going to shoot her again.

She said that he was asking her about her cell phone and she said that she thought that she had left it in the car.

She then said that he started asking about their wedding pictures and she said that they were upstairs. He ordered her to get upstairs, and then said that this might just save your life.

I asked her what he wanted and she said that he was asking about their wedding pictures and jewelry that he had given her while they were married. She said that she was showing him everything that he wanted. She said that he still had the gun with him.

She said that she then started to plead with him not to kill her. She kept asking him what it would take not to kill her and he told her to give him [REDACTED] and to drop the order and not to ever mention that he had come over tonight. He said that if the cops came in, he was going to leave in handcuffs, but that he would then come back and shoot her. He then stopped and stared at her and said, "either way, you and I die tonight". She said that she thought she was dead, that she would never see her kids again.

She then heard the door and us announce that we were the police. She said that Corey then took the magazine out of the gun. She said that she reached over and snatched the magazine. Corey had turned his back and was doing something to the gun but then another bullet came out of the gun and landed on the floor. He then opened the closet door and put the gun away.

Incident Report #1

CONTINUED ON NEXT PAGE

01/22/2012 05:14:08.820



**INCIDENT REPORT CONTINUED**  
**Spokane Police/Spokane County Sheriff**

Page 5

INCIDENT CLASSIFICATION  
**DEATH-HOMICIDE**

ATTEMPTED ☒ INCIDENT NUMBER  
**12-020966**

I asked her if she had any injuries and she said that she didn't think so. I asked if she had any marks on her chest from where the muzzle had impacted and she said that she didn't know but that she would check.

I went downstairs and I contacted Corey, who had been interviewed by K9 Officer Gorman.

I started to advise Corey of his Miranda warnings and he said that the other officer had already advised him of his rights. I asked him if he understood his rights and he said that he did. I asked if he would be willing to answer some more questions and he said that he would.

I asked him if he had been served with a restraining order today and he said that he had.

I asked him if the firearm was his and he said that it was and that he had bought it several months ago at Cabellas. I asked him what kind of gun it was and he said that it was a Hi Point pistol.

I asked him if he brought the gun with him here tonight, and he said that he did.

I asked him why he had brought the gun here tonight and he said, "to scare my wife" I asked him why he wanted to scare her and he said that he wanted to see if she still had some of their stuff from when they were married.

I asked him if he poked her in the chest with the firearm and he said, "yes I did" I asked him if the gun was loaded and he said that it was. I asked him when he chambered the round into the chamber and he said that he didn't remember.

I informed him that he was under arrest. I started to search him, incident to arrest. He asked if I would get the keys out of his car. I asked which car was his and he pointed to the blue car. I asked where the keys were and he said that they were probably still in the ignition. I asked him why they were in the ignition and he said that he was in a hurry to get out of the car.

I placed Corey into the shield of my patrol car.

I had Cpl Griffith photograph the vehicle and the keys in the ignition, in addition to the other photographs.

I contacted the other officers at the scene. Officer Vaughn had interviewed the babysitter and both the children (see his additional). He said that both children had seen Corey and that both had seen that he had a firearm. officer Vaughn advised that the [REDACTED] said that he had been with [REDACTED] a week earlier and that he had made statements about shooting [REDACTED]

Officer Gorman advised that the suspect had said that he had been parked off the house about a block away drinking a beer waiting Stephanie to come home, see his report.

Dispatch confirmed that Corey Holten had been served with the superior court protection order #12200143-4 on 012112 at 1135 hrs by Cpl Adams at his residence (12-20470). The order stipulates that Corey Holten is restrained from having any contact what so ever with the petitioner (Stephanie Holten), is restrained from going on or entering the residence of the petitioner at [REDACTED] that he is prohibited from coming within 2 city blocks of the [REDACTED] address and a public exchange of the children.

I transported Holten to the Spokane county jail and he was booked for attempted 1st degree Murder, 1st degree Burglary and felony order violation.

Incident Report #1

CONTINUED ON NEXT PAGE

01/22/2012 05:14:08.801

IN THE DISTRICT COURT OF Comanche COUNTY  
STATE OF OKLAHOMA

Barbara Diane Dye  
Petitioner(s),

vs.

Raymond Lee Dye  
Defendant(s).

Case No. PO-

2010-324

PETITION FOR PROTECTIVE ORDER

Petitioner, being sworn, states:

1. (Check one or more)

- ☐ The Defendant has caused or attempted to cause serious physical harm to \_\_\_\_\_
- ☒ The Defendant has threatened "I will kill you"
- ☐ The Defendant has harassed \_\_\_\_\_

☐ The Defendant has stalked \_\_\_\_\_ (If parties are not related, or not in a previous or current dating relationship, a complaint must be filed with law enforcement and a copy must be attached.)

2. The incident(s) which caused the filing of the petition occurred on or about last couple of months  
(Date)

(Describe what happened)(Harassment requires a pattern of conduct. Stalking requires repeated following.)

Since being told that I want a divorce due to his affair, Ray has repeatedly threatened me saying he would kill me. His demeanor has also recently changed for the worse due to job issues which involve my brother and this has caused his anger to escalate toward me. I have repeatedly ask him to move out and he refuses to leave. I fear that he will have a violent reaction when he receives divorce papers.

3. Was a weapon used in the incident? NO If "yes" what kind of weapon? \_\_\_\_\_

Are there weapons on the premises? YES If "yes" what kind of weapons? \_\_\_\_\_

4. The Petitioner and additional parties are related to the Defendant as follows: (check all that apply)

- |   |   |
|---|---|
| <input checked="" type="checkbox"/> Married               | <input type="checkbox"/> Divorced   |
| <input type="checkbox"/> Parent & Child                   | <input type="checkbox"/> Persons Related by Blood   |
| <input type="checkbox"/> Persons Related by Marriage      | <input type="checkbox"/> Present Spouse of an Ex-Spouse   |
| <input type="checkbox"/> Persons Living Same Household    | <input type="checkbox"/> Formerly Living Same Household   |
| <input type="checkbox"/> Biological Parents Same Child    | <input type="checkbox"/> Persons In a Previous Dating Relationship  |
| <input type="checkbox"/> Persons In a Dating Relationship | <input type="checkbox"/> Not Related (Stalking requires filing police complaint, with copy attached. No other relief is permitted by the Protection from Domestic Abuse Act for non-related parties.) |

5. (Check and Complete A or B)

☐ A. Petitioner does not request an Emergency Ex Parte Order but requests the relief checked below after notice and hearing.

☒ B. Petitioner is in immediate and present danger of abuse from the Defendant and an Emergency Ex Parte Order is necessary to protect the Petitioner from serious harm. The Petitioner requests the following relief in the Ex Parte Order: (check one or more)

**RELIEF REQUESTED**

- ☒ Order Defendant to have no contact with Petitioner, either in person or by telephone, at any time or place.
- ☒ Order Defendant to not abuse, threaten, injure, assault, molest, stalk, harass, or otherwise interfere with Petitioner.
- ☐ Assume emergency jurisdiction under UCCJEA, and Order suspension of child visitation orders due to physical violence or threat of abuse by Defendant or a threat to violate a custody order by Defendant.
- ☐ Order Defendant to not stalk the Petitioner.
- ☒ Order Defendant to leave the residence located at [REDACTED] on or before July 9, 2010, and take no action to change utilities or telephone service.
- ☒ Order Law Enforcement Officers to accompany Defendant to the residence to remove necessary clothing and personal effects, and remain in attendance until Defendant leaves the premises.
- ☐ Order Defendant who is a minor, to leave the residence located at \_\_\_\_\_ by immediately placing Defendant in any type of care authorized for children taken into custody pursuant to 10 O.S. §7303-1.1a  
Circle Age of Minor Defendant: 13 14 15 16 17
- ☐ Describe other relief Petitioner requests: \_\_\_\_\_

6. ☒ Petitioner is a resident of the county wherein this Petition is filed.

☒ Defendant is a resident of the county wherein this Petition is filed.

☐ The domestic abuse occurred in the county wherein this Petition is filed, but neither Petitioner nor Defendant are residents of this county.

7. Petitioner requests that Defendant be ordered to pay all court costs, costs of service, photo evidence fees and attorney's fees, if applicable.

8. **WARNING:** Whoever makes a statement or allegation in this Petition for Protective Order but does not believe that the statement or allegation is true, or knows that it is not true, or intends thereby to avoid or obstruct the ascertainment of the truth, may be found guilty of perjury. Pursuant to Sections 500 and 504 of Title 21 of the Oklahoma Statutes, the penalty for perjury, or subornation of perjury, is a felony punishable by imprisonment for not more than five (5) years.

9. Petitioner, being first duly sworn on oath states: I have read the above and foregoing document, understand the meaning thereof, and declare, under penalty of perjury, that the facts and statements contained herein are believe to the best of my knowledge to be the truth and nothing but the truth. I understand that I am required by Court Order to appear at the Hearing on my Petition.

Subscribed and sworn to before me this 8 day of July

Defendant's Address(es) for Service

If address is tribal land, which tribe?

PETITIONER

Deputy Court Clerk

Petitioner requests following law enforcement agencies receive copy of any protective Order entered herein:

<b>ORDER OF PROTECTION</b>		District Court of <u>Comanche</u> County State of Oklahoma Case No. PO- <u>2010-324</u> Court Phone Number (    )																																			
<input type="checkbox"/> Amended Order <input checked="" type="checkbox"/> Emergency Order <input type="checkbox"/> Alias <input type="checkbox"/> Continued Order <input type="checkbox"/> Final Order		2010 JUL -8 AM 11:32																																			
<b>Petitioner</b> <u>Barbara</u> <u>Diane</u> <u>Dye</u> First   Middle   Last and/or on behalf of minor family member(s)		<b>Additional Petitioner Information</b> Name(s) and age(s) of minor family member(s): <u>Morgan Diane Dye</u>																																			
<b>-vs- Defendant(s)</b> <u>Raymond</u> <u>Lee</u> <u>Dye</u> First   Middle   Last Relationship to Petitioner: <u>Husband</u> Defendant's Address: <span style="background-color: black; color: black;">[REDACTED]</span> <u>FIRESTATION #6 LAWTON OK.</u>		<b>Defendant Identifiers</b> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td>SEX</td> <td>RACE</td> <td>DOB</td> <td>HT</td> <td>WT</td> </tr> <tr> <td>M</td> <td>Caucasian</td> <td>4-2-68</td> <td>6'2"</td> <td>220</td> </tr> <tr> <td>EYES</td> <td>HAIR</td> <td colspan="3">DISTINGUISHING FEATURES</td> </tr> <tr> <td>BL</td> <td>BR</td> <td colspan="3">reddish hair line &amp; arm tattoos</td> </tr> <tr> <td colspan="2">DRIVERS LICENSE #</td> <td>STATE</td> <td colspan="2">EXPIRES</td> </tr> <tr> <td colspan="2"></td> <td></td> <td colspan="2"></td> </tr> <tr> <td colspan="5">Other</td> </tr> </table>	SEX	RACE	DOB	HT	WT	M	Caucasian	4-2-68	6'2"	220	EYES	HAIR	DISTINGUISHING FEATURES			BL	BR	reddish hair line & arm tattoos			DRIVERS LICENSE #		STATE	EXPIRES							Other				
SEX	RACE	DOB	HT	WT																																	
M	Caucasian	4-2-68	6'2"	220																																	
EYES	HAIR	DISTINGUISHING FEATURES																																			
BL	BR	reddish hair line & arm tattoos																																			
DRIVERS LICENSE #		STATE	EXPIRES																																		
Other																																					

**CAUTION:**

(Clerk's File Stamp Below)

- ☐ Weapon Involved - Type:  
☐ Weapon Present on Property  
☐ Unknown if Weapon Present

**THE COURT FINDS:**

That it has jurisdiction over the parties and subject matter, and the Defendant has been or will be provided with reasonable notice and opportunity to be heard. Additional findings of this Order follow on succeeding pages.

**THE COURT ORDERS:**

The above named Defendant to not commit further acts or threats of abuse.

- ☒ The Defendant and Petitioner must appear in the District Court of the above named County on the 29 day of July, 2010 at 9:00 AM PM before Judge KEN HARRIS, in Courtroom # 404.

Additional terms of this Order follow on succeeding pages.

The terms of this Order shall be effective until July 29, 2010 at 9:00 AM/PM.

**WARNINGS TO DEFENDANT:**

This Order shall be enforced, even without registration, by the courts of any state, the District of Columbia, any U.S. Territory, and may be enforced on tribal lands (18 U.S.C. §2265). Crossing state, territorial or tribal boundaries to violate this Order may result in federal imprisonment. (18 U.S.C. §2262).

Federal law provides penalties for possessing, transporting, shipping or receiving any firearm or ammunition (18 U.S.C. §922(g)(8)) with penalty up to \$250,000 fine and 10 years in prison.

Only the District Court can change this Order.

**EX PARTE TEMPORARY EMERGENCY ORDER - Continuation, Page 2 of 2**

THE COURT FURTHER ORDERS as specifically marked in check boxes below:

- ☒ Defendant to have no contact with Petitioner, either in person or by telephone, at any time or place.
- ☒ Defendant to not abuse, threaten, injure, assault, molest, stalk, harass, or otherwise interfere with Petitioner and not damage or injure any property in which Petitioner has any interest.
- ☐ The Court assumes emergency jurisdiction under UCCJEA and orders suspension of child visitation orders due to physical violence or threat of abuse by Defendant or a threat to violate a custody order by Defendant.
- ☒ Defendant to not stalk the Petitioner.
- ☒ Defendant to leave and remain away from the residence located at [REDACTED] on or before 7:15 at 9:00 PM and take no action to change utilities or telephone service.
- ☐ If this Order is served at the residence to be vacated, order Law Enforcement Officers to remain at the residence until Defendant removes necessary clothing and personal effects and leaves the premises.
- ☐ Order Defendant who is a minor, to leave the residence located at \_\_\_\_\_ by immediately placing Defendant in any type of care authorized for children taken into custody pursuant to 10 O.S. §7303-1.1a Circle Age of Minor Defendant: 13 14 15 16 17
- ☐ IT IS FURTHER ORDERED: \_\_\_\_\_

**IF YOU FAIL TO APPEAR, THIS ORDER MAY BECOME A FINAL PROTECTIVE ORDER WITHOUT FURTHER NOTICE TO YOU AND OTHER RELIEF MAY BE GRANTED.**

1. This Order is effective immediately.
2. At the hearing, the judge may assess court costs and attorneys fees for the prevailing party.
3. In addition to any other penalty specified, the Court may require Defendant to undergo treatment or participate in counseling services necessary to bring about the cessation of domestic abuse against the Petitioner.
4. The filing or non-filing of criminal charges and the prosecution of the case shall not be determined by a person who is protected by this Order, but shall be determined by \_\_\_\_\_
5. No person, including a person who is protected by this Order, may give permission to anyone to ignore or violate any provision of this Order during the time in which this Order is valid. Every provision of this Order is in full force and effect unless a Court changes the Order.
6. This Order shall be in effect for up to three (3) years unless extended, modified, vacated or rescinded by the Court. This Order expires on the date shown on Page 1.
7. A violation of this Order in Oklahoma is punishable by a fine of up to one thousand dollars (\$1,000.00) or up to one (1) year in the county jail, or by both such fine and imprisonment. A violation of this Order which causes injury shall be punishable by twenty (20) days to one (1) year in the county jail or a fine of up to five thousand dollars (\$5,000.00) or by both such fine and imprisonment. Other penalties are provided in other states and for federal violations.
8. Possession of a firearm or ammunition by a Defendant while this Order is in effect, may subject the Defendant to prosecution for a violation of federal law even if this order does not specifically prohibit the Defendant from possessing a firearm or ammunition.
9. This Order complies with the Violence Against Women Act's full faith and credit provision (18 U.S.C. §2265) and this Order is enforceable throughout Oklahoma and in all 50 states, U.S. territories, tribal lands and the District of Columbia.

Dated this 8 day of July, 2010

[Signature]  
JUDGE OF THE DISTRICT COURT

OKLAHOMA										CASE NUMBER 100154	
UNIFORM INCIDENT/OFFENSE REPORT										PAGE 1 OF 1	
<div>CLEARING EXCEPTIONALLY <input checked="" type="checkbox"/> DEATH OF OFFENDER <input type="checkbox"/> PROSECUTION DECLINED <input type="checkbox"/> EXTRADITION DENIED <input type="checkbox"/> VICTIM REFUSED TO COOPERATE <input type="checkbox"/> JUVENILE NO CUSTODY <input type="checkbox"/> NOT CLEARED EXCEPTIONAL</div>										<div><input checked="" type="checkbox"/> INITIAL RPT. <input type="checkbox"/> MODIFY RPT. <input type="checkbox"/> DELETE RPT.</div> <div><input type="checkbox"/> OFFICER SAFETY <input type="checkbox"/> OFFICER ASSAULT</div>	
EXCEPTIONAL CLEARANCE DATE										ORI # OK060400	
AGENCY NAME Elgin Police Department										REPORTED ON	
OCCURRED ON OR BETWEEN										REPORTED ON	
MONTH DAY YEAR DOW HOUR MONTH DAY YEAR DOW HOUR MONTH DAY YEAR DOW HOUR										MONTH DAY YEAR DOW HOUR	
7/19/2010 MONDAY 9:55										7/19/2010 MONDAY 9:55	
TYPE OF REPORT										ARSON - LOSS \$0.00	
<input checked="" type="checkbox"/> PERSONS <input type="checkbox"/> PROPERTY <input type="checkbox"/> INFORMATION										<input type="checkbox"/> GANG RELATED <input type="checkbox"/> OTHER	
<input type="checkbox"/> VEHICLE <input type="checkbox"/> ARREST <input type="checkbox"/> PHONE REPORT										<input type="checkbox"/> JUVENILE <input type="checkbox"/> CHILD ABUSE <input checked="" type="checkbox"/> DOMESTIC VIOLENCE	
NO. V-1 VICTIM (LAST, FIRST, MIDDLE) DYE, BARBARA DIANE										RACE ETHNICITY SEX DOB AGE HGT WGT BLN EYES WH NON F 9/16/1969 40 5-9 135 BLN BLU	
ADDRESS 503 NW PINE AVE										CITY/STATE/ZIP ELGIN OK 73538	
BUS. ADDRESS ELGIN SCHOOL DISTRICT										CITY/STATE/ZIP ELGIN OK 73538	
DR. LIC. #										RES. STATUS R PHONE 580-6467	
TYPE OF VICTIM										MARITAL STATUS M BUS. PHONE 580-492-3656	
<input checked="" type="checkbox"/> INDIVIDUAL <input type="checkbox"/> BUSINESS										<input type="checkbox"/> FINANCIAL INSTITUTION <input type="checkbox"/> SOCIETY/PUBLIC	
<input type="checkbox"/> N - NONE <input type="checkbox"/> B - APPARENT BROKEN BONES <input type="checkbox"/> I - POSSIBLE INTERNAL INJURY <input type="checkbox"/> L - SEVERE LACERATIONS										<input type="checkbox"/> M - APPARENT MINOR INJURY <input type="checkbox"/> O - OTHER MAJOR INJURY <input type="checkbox"/> T - LOSS OF TEETH <input type="checkbox"/> U - UNCONSCIOUSNESS	
TYPE OF INJURY										CHECK UP TO 5 OF THE FOLLOWING TYPE OF INJURY	
APPLIES ONLY TO OFFENSES LISTED BELOW										APPLIES ONLY TO OFFENSES LISTED BELOW	
KIDNAPPING/ABDUCTION FORCIBLE RAPE FORCIBLE SODOMY SEXUAL ASSAULT, WITH AN OBJECT FORCIBLE FONDLING										ROBBERY AGGRAVATED ASSAULT SIMPLE ASSAULT EXTORTION/BLACKMAIL	
LOCATION OF INJURY GUNSHOT TO RIGHT ANKLE										GUN SHOTS TO CHEST	
RELATIONSHIP OF VICTIM TO OFFENDERS										OFFENSE #	
OFFENDER #										OFFENSE #	
CODE #										CODE #	
OFFENSE # 1 CLASSIFICATION										ADDRESS/LOCATION OF OFFENSE	
MURDER/SUICIDE										8217 HIGHWAY 277	
PREMISE TYPE NAME										APPLIES TO BREAKING AND ENTERING ONLY	
BANK										NUMBER OF PREMISES ENTERED 0	
OFFENSE # 0 CLASSIFICATION										ADDRESS/LOCATION OF OFFENSE	
PREMISE TYPE NAME										APPLIES TO BREAKING AND ENTERING ONLY	
IBR CODE HATE/BIAS CODE										NUMBER OF PREMISES ENTERED 0	
TYPE OF CRIMINAL ACTIVITY										ENTER UP TO 3 FOR EACH OFFENSE	
APPLIES ONLY TO OFFENSES LISTED BELOW										INDICATE TYPE BY LETTER	
COUNTERFEITING/FORGERY STOLEN PROPERTY OFFENSES DRUGS/NARCOTICS VIOLATIONS DRUGS EQUIPMENT VIOLATIONS GAMBLING EQUIPMENT VIOLATIONS PORNOGRAPHY/OBSCENE MATERIAL WEAPON LAW VIOLATIONS										B - BUYING/RECEIVING C - CULTIVATION/MANUFACTURING/PUBLISHING D - DISTRIBUTION/SELLING E - EXPLOITING CHILDREN O - OPERATING/PROMOTING/ASSISTING P - POSSESSING/CONCEALING T - TRANSPORTING/TRANSMITTING/IMPORTING U - USING/CONSUMING	
TYPE WEAPON/FORCE INVOLVED										ENTER UP TO 3 FOR EACH OFFENSE	
APPLIES ONLY TO OFFENSES LISTED BELOW										INDICATE WEAPON/FORCE BY NUMBER	
MURDER & NONNEGLIGENT MANSLAUGHTER NEGLIGENT HOMICIDE KIDNAPPING/ABDUCTION FORCIBLE RAPE FORCIBLE SODOMY SEXUAL ASSAULT, WITH AN OBJECT FORCIBLE FONDLING ROBBERY AGGRAVATED ASSAULT SIMPLE ASSAULT EXTORTION/BLACKMAIL WEAPON LAW VIOLATIONS										11 - FIREARM 12 - HANDGUN 13 - RIFLE 14 - SHOTGUN 15 - OTHER FIREARM 20 - KNIFE/CUTTING INSTRUMENT 30 - BLUNT OBJECT 35 - MOTOR VEHICLE 40 - PERSONAL WEAPONS 50 - POISON 60 - EXPLOSIVES 65 - FIRE/INCENDIARY DEVICE 70 - DRUGS/NARCOTICS	
CIRCLE 'A' IF AUTOMATIC										OFFENSE # 12	
OFFENSE #										OFFENSE #	
OFFENDER(S) SUSPECTED OF USING										AT TIME OF OFFENSE OR SHORTLY BEFORE OFFENSE OCCURRED	
C-COMPUTER D-DRUGS A-ALCOHOL											
IT IS UNLAWFUL TO FALSIFY A CRIME WILL YOU PROSECUTE (Y/N)										REPORTING OFFICER ID #	
REPORTED BY										CARL BREMENKAMP 141	
REVIEWED BY										ID #	

AGENCY NAME Elgin Police Department		ORI # OK060400		CASE NUM# 100154											
AGGRAVATED ASSAULT/HOMICIDE CIRCUMSTANCE (APPLIES TO UCR DEFINITION ONLY) <div style="display: flex; justify-content: space-between;"> <div style="width:33%;">           FOR AGGRAVATED ASSAULT            MURDER/NEGLECT MANSLAUGHTER            CHOOSE UP TO 2            01 ARGUMENT            02 ASSAULT ON LAW ENFORCEMENT OFFICER            03 DRUG DEALING            04 SANGUINO            05 JUVENILE GANG            06 LOVERS QUARREL            07 MERCY KILLING            08 OTHER FELONY INVOLVED            09 OTHER CIRCUMSTANCES            10 UNKNOWN CIRCUMSTANCES         </div> <div style="width:33%;">           NEGLIGENCE MANSLAUGHTER            CHOOSE 1            30 CHILD PLAYING WITH GUN            31 GUN CLEANING ACCIDENT            32 HUNTING ACCIDENT            33 OTHER NEGLIGENCE WEAPON HANDLING            34 OTHER NEGLIGENCE KILLING            ADDITIONAL HOMICIDE            CHOOSE 1            35 CRIMINAL KILLED BY PRIVATE CITIZEN            36 CRIMINAL KILLED BY POLICE OFFICER         </div> <div style="width:33%;">           ADDITIONAL HOMICIDE            CHOOSE 1            A CRIMINAL ATTACKED POLICE OFFICER KILLED CRIMINAL            B CRIMINAL ATTACKED POLICE OFFICER KILLED CRIMINAL            C CRIMINAL ATTACKED A CRIMINAL            D CRIMINAL ATTEMPTED FLIGHT FROM A CRIME            E CRIMINAL KILLED IN COMMISSION OF A CRIME            F CRIMINAL RESISTED ARREST            G UNABLE TO DETERMINE ENOUGH INFORMATION         </div> </div>															
SUSPECT / ARRESTEE	NO. S-1		CODES: A - ARREST R - RUNAWAY		S - SUSPECT M - MISSING	I - INSTITUTIONAL (MENTAL, DETOX)		X - OTHER							
	NAME (LAST, FIRST, MIDDLE) DYE, RAYMOND LEE				RACE WH	ETHNICITY NON	SEX M	DOB 4/2/1988	AGE 42	HGT 5-0	WGT 195	HAIR BRN	EYES BRN		
	ALIAS NAME				IDENTIFIERS				MARITAL STATUS M		RES. STATUS R				
	STREET ADDRESS 503 NW PINE AVE				CITY/STATE/ZIP ELGIN OK 73538				PHONE 492-6467						
	EMPLOYMENT / OCCUPATION / SCHOOL LAWTON FIRE DEPARTMENT				BUSINESS PHONE		GANG/TRIBE/AFFIL.		SSN		DL # / STATE				
	BOOKED / WHERE		BOOKING #		UCR ARREST OFFENSE CODE		TYPE OF ARREST		CHARGES MURDER/SUICIDE		OSBI #				
	ARREST DATE		LOCATION OF ARREST								FBI #				
	FINGERPRINT CARD #		CITY		CITATION/WARRANT NO (S)		BAIL \$0.00		LOCAL ID #		WEAPON CODE(S)		MULTI CLEARANCE		
	JUV. PARENT / GDN. NOTIFIED		NAME / RELATIONSHIP OF PERSON NOTIFIED				DATE/TIME NOTIFIED		NOTIFIED BY		DISP. JUV				
	VEHICLE	TYPE		1 - VICTIMS		3 - SUSPECT		5 - RECOVERED		7 - STOLEN		9 - OTHER			
VEHICLE		2 - THEFT FROM		4 - VANDALISM		6 - SEIZED		8 - IMPOUNDED							
TYPE		TAG NO.	STATE	YEAR	V.I.N.		DISTINGUISHING MARKS								
VSH. YR.		MAKE	MODEL		STYLE		COLOR		EST. VALUE \$0.00						
IMPOUNDED BY		DATE RECOVERED		RECOVERED VALUE \$0.00		RECOVERING AGENCY ORI #		NCIC # VEH/DECAL #							
WITNESS/ RPT PERSON	CODE		NAME (LAST, FIRST, MIDDLE) SEE OSBI LISTING				RACE	ETHNICITY	SEX	DOB	AGE	HGT	WGT	HAIR	EYES
	ADDRESS/LOCATION				CITY/STATE/ZIP				PHONE						
	EMPLOYER		ADDRESS				CITY/STATE/ZIP				PHONE				
	DR. LIC. #		SSN		OSBI #		MARITAL STATUS		RES. STATUS						
					FBI #										
NARRATIVE	SEE SUPPLEMENTAL NARRATIVE														
REPORTING OFFICER CARL BREMENKAMP				ID # 141		REVIEWED BY				ID #		DATE OF REPORT 7/19/2010			

# PROPERTY / NARRATIVE SUPPLEMENT

Page of

AGENCY NAME <b>Elgin Police Department</b>		ORI # <b>OK060400</b>	CASE NUMBER <b>100154</b>	
TYPE OF LOSS 1. NONE 2. BURNED		3. COUNTERFEITED/FORGED 4. DESTROYED/DAMAGED/VANDALIZED		5. RECOVERED 6. SEIZED
CODES				7. STOLEN
QUANTITY	VICTIM NUMBER	DESCRIPTION, MODEL #	SERIAL #	LOSS CODE
				DESC. CODE
				EST. VALUE
				RECOVERED DATE
				ENTERED NCIC Y/N

VICTIM: BARABRA DIANE DYE

SUBJECT: RAYMOND LEE DYE

OFFENSE: MURDER/SUICIDE

LOCATION: 8217 HIGHWAY 277 (BANK OF WICHITA)  
ELGIN, OK 73538

DATE/TIME: 07-192010/0955 HRS

SUMMARY: WHILE ON PATROL, I (ELGIN 141-- CARL BREMENKAMP) HEARD A VOICE OVER THE RADIO ON THE COUNTY FIRE CHANNEL SAYING, "SHOTS FIRED AT THE BANK". I WAS PASSING THE LIBERTY NATIONAL BANK ON HIGHWAY 17, LOOKED OVER AND DID NOT SEE ACTIVITY AT THAT BANK. I HEARD THE VOICE STATE AT THE BANK OF WICHITAS AND SPED AROUND THE CORNER ON H STREET AND DROVE OVER TO HIGHWAY 277 AND SAW A RED PICKUP IN THE PARKING LOT IN FRONT OF THE BANK BUILDING. I RECOGNIZED THE PICKUP AS BELONGING TO RAYMOND DYE. UPON ARRIVING AT THE PARKING LOT (WEST SIDE) I SAW A FEMALE AND A MALE LYING ON THE PAVEMENT BETWEEN THE PICKUP AND A YELLOW CHEVORLET CAMERO. I RECOGNIZED THE FEMALE AS BARBARA DYE, I CHECKED FOR A PULSE AND FOUND NONE. THE MALE, RAYMOND DYE, WAS LYING ON THE BARBARA, FACE DOWN, I CHECKED AND THOUGHT I FELT A PULSE. AT THAT TIME, MIKE BAKER (FIRE CHIEF AND FIRST RESPONSOR) ARRIVED. I HELPED MIKE BAKER TURN RAYMOND DYE OVER AND MIKE STARTED CUTTING CLOTHES OFF RAYMOND. TWO HANDGUNS WERE LYING APPROXIMATELY TWO FEET FROM RAYMOND DYE, ADJACENT TO THE PASSENGER SIDE OF THE CAMERO. A FEMALE WITNESS (SEE OSBI LISTING) STATED THAT SHE SAW THE HANDGUNS NEXT TO RAYMOND'S RIGHT HAND AND MOVED THEM FROM HIS REACH. THE AMBULANCE PEOPLE ARRIVED AND STARTED HELPING MIKE UNTIL IT WAS DETERMINED THAT RAYMOND WAS ALSO DECEASED. A TOWEL WAS PLACED OVER MRS DYE AND A TARP WAS LOCATED AND PLACED OVER MR DYE. LATER ANOTHER TARP WAS LOCATED AND PLACED OVER MRS DYE.

I CALLED DISPATCH AND REQUESTED THE OSBI CRIME LAB TO ASSIST THE ELGIN POLICE IN INVESTIGATING AND TAKING THE LEAD IN THIS INVESTIGATION.

I HAD CALLED INVESTIGATOR PAUL TRACY TO RESPOND TO THE SCENE AND CALLED EMMA JACKSON, MEDICAL EXAMINER TO RESPOND TO THE SCENE. FIRST RESPONSER FROM THE ELGIN FIRE DEPARTMENT ARRIVED AND AIDED INVESTIGATOR TRACY IN SEALING OFF THE SCENE. I, CARL BREMENKAMP, STARTED TALKING TO PEOPLE AT THE SCENE, GETTING NAMES, ADDRESSES, AND TELEPHONE NUMBERS (SEE OSBI LISTING).

SHERIFF OFFICE PERSONNEL RESPONDED ALSO AND ASSISTED IN SEALING OFF THE SCENE. I WAS ADVISED BY THE SHERIFF'S OFFICE THAT MRS DYE MOTHER WAS INFORMED OF THIS INCIDENT AND SHE WAS AT THE COURTHOUSE IN LAWTON, BUT THE FATHER WAS ENROUTE AND HE WAS EMOTIONALLY CHARGED. WHEN HE ARRIVED AT THE SCENE WITH HIS SON, DEWAYNE; MR BURKE WANTED TO ENTER THE CRIME SCENE BUT AFTER SEVERAL MINUTES HE WAS ENCOURAGED TO REMAIN BEHIND THE SCENE TAPE BY HIS SON, DEWAYNE; WHO EVENTUALLY TOOK HIS FATHER BACK TO LAWTON AND RETURNED TO THE SCENE.

I RECEIVED A PHONE CALL FROM CHIEF SMITH (LAWTON POLICE DEPARTMENT) STATING THAT DUSTON

REPORTING OFFICER	CARL BREMENKAMP	ID #	141	DATE OF REPORT	7/19/2010
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# PROPERTY / NARRATIVE SUPPLEMENT

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AGENCY NAME <b>Elgin Police Department</b>		ORI # <b>OK060400</b>	CASE NUMBER <b>100154</b>	
TYPE OF LOSS CODES		1. NONE 2. BURNED	3. COUNTERFEITED/FORGED 4. DESTROYED/DAMAGED/VANDALIZED	5. RECOVERED 6. SEIZED
QUANTIT	VICTIM NUMBER	DESCRIPTION, MODEL #	SERIAL #	LOSS CODE

DYE, SON OF RAYMOND AND BARBARA DYE, WAS OUT ON THE FIRING RANGE AND THAT THEY WOULD GET HIM BACK TO THE POLICE STATION. DUSTON ARRIVED AT THE SCENE WITH HIS UNCLE DEWAYNE, WHO RETURNED TO THE SCENE. I WAS ADVISED THAT THE DYE'S DAUGHTER, MORGAN, WAS AT WEATHERFORD, OK AND SHE WAS BEING BROUGHT BACK TO ELGIN.

RAY HOMER, OSBI CRIME SCENE INVESTIGATOR PROCESSED THE CRIME WITH ASSISTANCE FROM INVESTIGATOR PAUL TRACY, ELGIN POLICE DEPARTMENT. I ASSISTED OSBI IN GETTING STATEMENTS FROM WITNESSES AT THE SCENE.

ACCORDING TO WITNESSES I INTERVIEWED, MRS DYE WAS EXITING THE BANK OF WICHITAS AND WAS IN THE PROCESS OF ENTERING HER VEHICLE (YELLOW CAMERO, PARKED IN FRONT OF THE BANK BUILDING WHEN MR DYE PULLED UP IN THE PARKING AREA BLOCKING MRS DYE VEHICLE IN, GOT OUT OF THE PICKUP AND GABBED MRS DYE AROUND THE NECK AND TRIED TO PULL/PUSH HER INTO THE PASSENGER SIDE OF THE TRUCK. WITNESSES STATED THAT MRS DYE REFUSED TO ENTER THE TRUCK AND WAS FIGHTING TO GET AWAY FROM MR DYE WHEN HE SHOWED A HANDGUN AND SHOT MRS DYE IN THE LEG. MRS DYE FELL TO THE GROUND AND MR DYE FIRED SEVERAL MORE SHOTS INTO HER, "I LOVE YOU, I LOVE YOU". WITNESSES STATED THAT THEN MR DYE TURNED THE HANDGUN UPON HIMSELF AND FIRED THE HANDGUN AT HIS CHEST; FALLING ON MRS DYE.

FOLLOWUP: INVESTIGATOR PAUL TRACY  
ELGIN POLICE DEPT.

I Paul Tracy, Investigator with the Elgin Police Department was contacted by the Elgin Police Chief Carl Bremenkamp and was told to report to the Bank of the Wichitas located in Elgin, Oklahoma, I was advised that a shooting had occurred in the parking lot of the Bank and my assistance was needed on 7-19-2010 at 09:59A.

After my arrival at the scene I observed two deceased individuals male and female known to me as Raymond Dye and Diane Dye his wife. I immediately checked to see if the crime scene had been secured in which tape had been placed for the inner perimeter. I directed Officer R. Tracy of the Comanche Nation Police Department to get crime scene tape and secure the outer perimeter in which he did. I then instructed the supervisor from the Comanche County Sheriff's office to close off highway 17 from Williams foods to the west intersection. I had Chief Carl Bremenkamp contact O.S.B. I. for assistance. I then began to gather witness statements and try to locate evidence. I began to collect witness statements and names also started a crime scene log. I took photos of the crime scene while awaiting O.S.B.I. To arrive. I asked the Fire Chief Mike Baker where the weapon was at and he explained that Chief Bremenkamp picked them up and placed them in his unit for safe keeping. I went to my crime scene bag and retrieved two papersacks for evidence collection.

I went to Chief Bremenkamp's car and on the floor drivers side I observed two handguns and misc. papers. I took one Star 45 caliber automatic still cocked back in the ready position and placed it in the papersack for future turn over to the O.S.B. I.

Crime lab tech. Next I took one 357 Colt Border Patrol revolver six shot and placed it in the other papersack for future turn over to the O.S.B.I. Next I placed in another papersack Raymond Dye's wallet and personal papers for turn over to the O.S.B.I.

Upon O.S.B.I. Arrival of the crime lab truck I made contact with a Ray Homer Crime Scene Specialist and explained to him all that I had done prior to his arrival. Mr. Homer acknowledged and began to process the crime scene. After Mr Homer completed his process of the crime scene I began to turn over the evidence that I had collected. One star 45 caliber automatic with a six round magazine, still cocked back, this weapon was cleared by osbi agent Ray Homer. I empty shell casing and five live rounds with a six shot magazine. The 45 Cal. Star was then turned over to Ray

REPORTING OFFICER	CARL BREMENKAMP	IO #	141	DATE OF REPORT	7/19/2010
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<b>PROPERTY / NARRATIVE SUPPLEMENT</b>							Page	of
AGENCY NAME <b>Elgin Police Department</b>			ORI # <b>OK060400</b>		CASE NUMBER <b>100154</b>			
TYPE OF LOSS		1. NONE		3. COUNTERFEITED/FORGED		5. RECOVERED		7. STOLEN
CODES		2. BURNED		4. DESTROYED/DAMAGED/VANDALIZED		6. SEIZED		
QUANTITY	VICTIM NUMBER	DESCRIPTION, MODEL #	SERIAL #	LOSS CODE	DESC. CODE	EST. VALUE	RECOVERED DATE	ENTERED NCIC Y/N

Homer as evidence in this case. The 357 Colt Border Patrol Special revolver was cleared by Ray Homer of the OSBI and had 1 live round with 5 empty shells remaining.

This weapon was turned over to Ray Homer of the OSBI as evidence in this case. I then turned over the papersack which contained the wallet of Raymond Dye and Misc. Papers to Ray Homer of the OSBI.

After the OSBI agent Ray Homer had completed the crime scene processing and the bodies were removed and released to the Medical Examiner and the funeral home the Ford F-150 Pick up belonging to Raymond Dye was turned over to the family. The car a 2010 Chevrolet Camaro yellow belonging to Diane Dye was also released to the family.

REPORTING OFFICER	<b>CARL BREMENKAMP</b>	ID #	<b>141</b>	DATE OF REPORT	<b>7/19/2010</b>
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**AFFIDAVIT - Preliminary Protective Order of Protection**

**COMMONWEALTH OF VIRGINIA:  
Virginia Beach Juvenile & Domestic Relations District Court**

IN RE: Robert Lyndon Wigg RESPONDENT  
RELATIONSHIP TO PETITIONER: Spouse

I, Deborah Marlo Wigg, PETITIONER, state the following under oath:

1. I maintain that my health and/or safety are at risk and request the Court to issue an Ex-parte Preliminary Protective Order pursuant to the provisions of Section 16.1-253.1 of the Code of Virginia.
2. The address of the respondent is: C/O Capital Vending-241 Pennsylvania Ave., Virginia Beach, VA 23462
3. The circumstances which make any contact with the respondent a threat to my life or health is:

On April 3, 2011, I went to our house to pick the children up for church. Rob became agitated and started screaming. He took my 3 year old out of my arms while pushing me down. I tried to call 9-1-1 on the cell phone but he knocked the phone from my hands. He pushed me down two or three more times down the hallway until he shoved me in my bedroom. I partly got the door open, but he closed it on my head and then ripped the door off the hinges. He pinned me to the floor and I started to scratch his face. He pulled me by the hair and threw me down. He hit me in my chest and then tossed the door on me. I attempted to activate the home alarm alerting for police; however, he override the call for police. As a result of this incident, my ankle is bruised and swollen and I have scrapes and bruises on my left forearm. In addition, I sustained bruises to my right knee and strained muscles to my body and neck. My children were present during this incident and observed this assault. My [redacted] contacted 9-1-1. As my [redacted] was calling 9-1-1, my husband pulled to phone out of the socket. I left the home to get help to come back and get the children. When I got into my car, police men began coming up the road. I flagged them down for help. My husband was arrested and an Emergency Protective Order was granted. It should be noted that as a result of my husband pulling my [redacted] old from me, he sustained a bruise to his head.

For years, I have sustained much verbal abuse. His behavior has become increasingly threatening in the last six months.

I am in fear for mine and my children's safety and welfare. In addition to the events described above, my husband does own a handgun which has been kept in the family home, contrary to my belief.

Deborah Marlo Wigg  
Signature of Affiant

Sworn and subscribed to before me on 04/05/2011  
Angela D. Gehring  
Angela D. Gehring, INTAKE OFFICER

FILED  
V.A. BEACH CIRCUIT COURT

11 JUN -1 PM 2:35

TINA E. SINNEN, CLERK

Karen Vastardis

PRELIMINARY PROTECTIVE ORDER — FAMILY ABUSE  
Commonwealth of Virginia Va. Code Ann. § 16.1-253.1

Court Case JA131003-02-00  
Hearing Date and Time 04/05/2011  
Juvenile and Domestic Relations District Court

VIRGINIA BEACH J&DR

PETITIONER/PLAINTIFF

WIGG, DEBORAH MARLO DOB: 3-9-72  
LAST FIRST MIDDLE

v.

RESPONDENT

WIGG, ROBERT LYNDON  
LAST FIRST MIDDLE

C/O CAPITAL VENDING- 241 PENNS

ADDRESS  
VIRGINIA BEACH VA 23462

It appearing that the court has jurisdiction of the subject matter of the action and the parties and upon petition for a preliminary protective order, the Court finds and concludes as follows:

1. The Petitioner is a family or household member of the Respondent,
2. The Petitioner is or has been, within a reasonable period of time, subjected to family abuse, and
3. In order to protect the health and safety of the Petitioner or any family or household member of the Petitioner, a preliminary protective order is warranted.

COMPLETE DATA BELOW IF KNOWN									
RACE	SEX	BORN			HT.		WGT.	EYES	HAIR
		MO.	DAY	YR.	FT.	IN.	LB.	BR	BLK
W	M	01	18	68	5	08	160	BR	BLK
SSN [REDACTED]									

[ ] CAUTION: Weapon Involved

*Ex Parte Proceeding Only:* The petition has been supported by an affidavit or sworn testimony before the judge or intake officer and either the Petitioner is in immediate and present danger of family abuse or there is sufficient evidence to establish probable cause that family abuse has recently occurred so as to justify proceeding on an *ex parte* basis.

ACCORDINGLY, it is therefore ORDERED that:

- ☒ the Respondent shall refrain from committing acts of family abuse.  
☐ the Respondent shall grant the Petitioner possession of the premises occupied by the parties located at

and the Respondent shall immediately leave and stay away from the residence; however, no such grant of possession shall affect title to any real or personal property.

- ☐ the Respondent shall not terminate ☐ the Respondent shall restore necessary utility service(s) to the premises indicated above, specifically,

UTILITY SERVICE(S)

- ☒ the Respondent shall grant the Petitioner temporary exclusive possession or use of a motor vehicle jointly owned by the parties or owned by the Petitioner alone, described as follows: 2011 LEXUS RX350  
Such grant shall not affect title to the vehicle.

- ☐ the Respondent shall provide suitable alternative housing for the Petitioner ☐ and family or household members as follows:

☐ and the Respondent shall pay deposit(s) to connect or restore necessary utility service(s) in the alternative housing, specifically,

UTILITY SERVICE(S)

- ☒ the Respondent shall have no further contact of any type with the Petitioner except as follows.  
☒ no exceptions

- ☒ the Respondent shall refrain from having contact with [REDACTED] to protect their safety except as follows:

- ☒ SOLE LEGAL AND PHYSICAL CUSTODY OF [REDACTED] IS GRANTED TO PETITIONER UNTIL FURTHER HEARING

- ☐ Supplemental Sheet to Protective Order, Form DC-653, attached and incorporated by reference. # of supplemental pages

It is further ORDERED that a protective order hearing on the petition be held at this Court on 04/15/2011 at 9:00 AM and that notice of this hearing be given to the Respondent who is the alleged abuser.

- ☐ The respondent failed to appear at the protective order hearing set for 04/15/2011 because the respondent was not personally served or, if personally served, was incarcerated and not transported to the hearing. It is ORDERED that the

Preliminary Protective Order is extended and the hearing is continued to

04/15/2011

DATE

The terms "family abuse" and "family or household member" are defined on the reverse side of this order.

RETURNS: Each person was served according to law, as indicated below, unless not found.

RESPONDENT: NAME <b>ROBERT LYNDON WIGG</b>	
ADDRESS <b>C/O CAPITAL VENDING- 241 PENNS VIRGINIA BEACH VA 23462</b>	
<input checked="" type="checkbox"/> PERSONAL SERVICE	TELEPHONE NUMBER
<input type="checkbox"/> NOT FOUND	
for <b>R. HADLEY 97028</b> SERVING OFFICER	
for <b>FRANK STOLIC</b> <b>4/15/11 1053</b> DATE AND TIME	
Respondent's Description (for VCIN entry): RACE _____ SEX _____ DOB: _____ HGT _____ WGT _____ EYES _____ HAIR _____ SSN _____ Relationship to Petitioner/Plaintiff _____ Distinguishing features _____	

PETITIONER: (See form DC-621, NON-DISCLOSURE ADDENDUM) NAME <b>DEBORAH MARLO WIGG</b>	
<input type="checkbox"/> PERSONAL SERVICE	
<input type="checkbox"/> NOT FOUND	
for _____ SERVING OFFICER	
for _____ DATE AND TIME	

"Family abuse" means any act involving violence, force, or threat including, but not limited to, any forceful detention, which results in bodily injury or places one in reasonable apprehension of bodily injury and which is committed by a person against such person's family or household member.

"Family or household member" means (i) the person's spouse, whether or not he or she resides in the same home with the person, (ii) the person's former spouse, whether or not he or she resides in the same home with the person, (iii) the person's parents, stepparents, children, stepchildren, brothers, sisters, half-brothers, half-sisters, grandparents and grandchildren regardless of whether such persons reside in the same home with the person, (iv) the person's mother-in-law, father-in-law, sons-in-law, daughters-in-law, brothers-in-law and sisters-in-law who reside in the same home with the person, or (v) any individual who has a child in common with the defendant, whether or not the person and that individual have been married or have resided together at any time, or (vi) any individual who cohabits or who, within the previous twelve (12) months, cohabitated with the person, and any children of either of them residing in the same home with the person.

This order will be entered into the Virginia Criminal Information Network. Either party may at any time file a motion with the court requesting a hearing to dissolve or modify this order.

WARNINGS TO RESPONDENT: PURSUANT TO VIRGINIA CODE § 18.2-308.1:4, YOU SHALL NOT PURCHASE OR TRANSPORT ANY FIREARM WHILE THIS ORDER IS IN EFFECT. IF YOU HAVE A CONCEALED HANDGUN PERMIT, YOU MUST IMMEDIATELY SURRENDER THAT PERMIT TO THE COURT ISSUING THIS ORDER. IF YOU VIOLATE THE CONDITIONS OF THIS ORDER, YOU MAY BE SENTENCED TO JAIL AND/OR ORDERED TO PAY A FINE.

**PROTECTIVE ORDER – FAMILY ABUSE**Commonwealth of Virginia VA. CODE § 16.1-279.1  
VIRGINIA BEACH J&DRCase No. JA131003-02-00  
☐ Circuit Court (on appeal only)  
☒ Juvenile and Domestic Relations District Court☐ Amended Protective Order – Family Abuse ☐ Extension of Protective Order – Family Abuse**PETITIONER/PLAINTIFF**

WIGG, DEBORAH MARLO

LAST FIRST MIDDLE

And on behalf of family or household member(s) as named:

**RESPONDENT**

WIGG, ROBERT LYNDON

LAST FIRST MIDDLE

C/O CAPITAL VENDING- 241 PENNS

ADDRESS  
VIRGINIA BEACH VA 23462Present: ☒ Petitioner ☒ Respondent☒ Attorney for Petitioner: GEORGE A. CHRISTIE☒ Attorney for Respondent: BRANDON ZEIGLER☐ Other:

Petitioner's relationship to respondent:

SPOUSE

**COMPLETE DATA BELOW IF KNOWN**

RACE	SEX	BORN			HT.		WGT.	EYES	HAIR
W	M	MO.	DAY	YR.	FT.	IN.		BR	BK
		01	18	68	5	08	160		

SSN

☐ CAUTION: Weapon Involved

THE COURT FINDS that it has jurisdiction over the parties and subject matter, the Respondent has been given reasonable notice and opportunity to be heard, AND, the Petitioner has proven the allegation of family abuse by a preponderance of the evidence, or a motion to extend a protective order was properly before the court. Accordingly, to protect the health and safety of the Petitioner and the Petitioner's family or household member(s) named below, THE COURT ORDERS that the Respondent is required to observe reasonable conditions of behavior as set forth below:

- ☒ refrain from committing further acts of family abuse.  
☒ have no further contact of any type with the Petitioner

☐ except as noted:☒ No exceptions.

- ☒
- refrain from having contact with

☐ except as noted:☒ No exceptions.

- ☐
- grant the Petitioner possession of the residence to the exclusion of Respondent, located at

and the Respondent shall immediately leave and stay away from the residence; however, no such grant of possession shall affect title to any real or personal property.

- ☐
- Respondent shall not terminate
- ☐
- Respondent shall restore necessary utility service(s) to the premises indicated above, specifically,

**UTILITY SERVICE(S)**

- ☒ grant the Petitioner temporary exclusive possession or use of a motor vehicle jointly owned by the parties or owned by the Petitioner alone, described as follows: 2011 LEXUS RX 350 Such grant will not affect title to the vehicle

- ☐
- provide suitable alternative housing for the Petitioner
- ☐
- and family or household members as follows:

- ☐
- and Respondent shall pay deposit(s) to connect or restore necessary utility service(s) in the alternative housing, specifically,

**UTILITY SERVICE(S)**

- ☐
- Respondent shall participate in the following treatment, counseling or other program:

**PROGRAM NAME AND ADDRESS**

- ☐ Until further order, as being necessary for the protection of the Petitioner and family or household members of the Petitioner ☐ temporary custody of ☐ temporary visitation with is as follows

- ☒ It is further ordered that: SOLE LEGAL AND PHYSICAL CUSTODY OF [REDACTED] IS GRANTED TO PETITIONER

- ☐
- Supplemental Sheet to Protective Order, Form DC-653, attached and incorporated by reference. Number of supplemental pages

THIS ORDER SHALL REMAIN IN FULL FORCE AND EFFECT UNTIL 5 MONTH 19 DAY 2013 YEAR at 11:59 p.m.

05/19/2011  
DATE

JUDGE

See Warnings and notices to Respondent and definitions on reverse side.

## WARNINGS TO RESPONDENT:

Pursuant to Code of Virginia § 18.2-308.1:4, Respondent shall not purchase or transport any firearm while this order is in effect. If Respondent has a concealed handgun permit, Respondent must immediately surrender that permit to the court issuing the order. If Respondent violates the conditions of this order, Respondent may be sentenced to jail and/or ordered to pay a fine.

This order will be entered into the Virginia Criminal Information Network. Either party may at any time file a motion with the court requesting a hearing to dissolve or modify this order; however, this order remains in full force and effect unless and until dissolved or modified by the court. Only the court can change this order.

**FULL FAITH AND CREDIT:** This order shall be enforced, even without registration, by the courts of any state, the District of Columbia, and any U.S. Territory, and may be enforced on Tribal Lands (18 U.S.C. § 2265).

**FEDERAL OFFENSES:** Crossing state, territorial, or tribal boundaries to violate this order may result in federal imprisonment (18 U.S.C. § 2262). Federal law provides penalties for possessing, transporting, shipping, receiving or purchasing any firearm or ammunition while subject to a qualifying protective order and under the circumstances specified in 18 U.S.C. § 922(g)(8).

"Family abuse" means any act involving violence, force, or threat including, but not limited to, any forceful detention, which results in bodily injury or places one in reasonable apprehension of bodily injury and which is committed by a person against such person's family or household member.

"Family or household member" means (i) the person's spouse, whether or not he or she resides in the same home with the person, (ii) the person's former spouse, whether or not he or she resides in the same home with the person, (iii) the person's parents, stepparents, children, stepchildren, brothers, sisters, half-brothers, half-sisters, grandparents and grandchildren regardless of whether such persons reside in the same home with the person, (iv) the person's mother-in-law, father-in-law, sons-in-law, daughters-in-law, brothers-in-law and sisters-in-law who reside in the same home with the person, or (v) any individual who has a child in common with the defendant, whether or not the person and that individual have been married or have resided together at any time, or (vi) any individual who cohabits or who, within the previous twelve (12) months, cohabitated with the person, and any children of either of them residing in the same home with the person.

**RETURNS:** Each person was served according to law, as indicated below, unless not found.

<b>RESPONDENT:</b>	
NAME <u>ROBERT LYNDON WIGG</u>	
ADDRESS _____	
<input checked="" type="checkbox"/> PERSONAL SERVICE	TELEPHONE NUMBER _____
<input type="checkbox"/> NOT FOUND	
for <u>REAR ARREST 92068</u> SERVING OFFICER <u>MEM STOLE</u> <u>5/19/11 1022</u> DATE AND TIME	
<b>RESPONDENT'S DESCRIPTION (for VCIN entry):</b>	
RACE _____	SEX _____
DOB: _____	
HGT _____	WGT _____
EYES _____	HAIR _____
SSN _____	
Relationship to Petitioner/Plaintiff _____	
Distinguishing features _____	

<b>PETITIONER: (See form DC-621, NON-DISCLOSURE ADDENDUM)</b>	
NAME <u>DEBORAH MARLO WIGG</u>	
ADDRESS _____	
<input checked="" type="checkbox"/> PERSONAL SERVICE	TELEPHONE NUMBER _____
<input type="checkbox"/> NOT FOUND	
for <u>REAR ARREST 92068</u> SERVING OFFICER <u>MEM STOLE</u> <u>5/19/11 1022</u> DATE AND TIME	
<input type="checkbox"/> Copy delivered to _____	
by _____	TITLE _____
SIGNATURE _____	